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November 2, 2016

**VIA ECF**

The Honorable Ron Clark

**U.S. DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS**

300 Willow Street, Suite 221

Beaumont, Texas 77701

Re: *Barry v. Medtronic, Inc.*, No. 1:14-cv-00104-RC (E.D. Tex.)

Dear Judge Clark:

I am responding on behalf of Biomet, Inc. ("Biomet") regarding the letter filed today by Medtronic in the above referenced matter. (Dkt. 387.) This letter is to inform the Court that Biomet plans to file a motion before the start of trial tomorrow seeking an order to seal the confidential Biomet documents identified on the parties' exhibit lists. Biomet plans to have counsel present at the Court to address its motion.

Respectfully submitted,

**FAEGRE BAKER DANIELS LLP**

*/s/ Dan Lechleiter*

Daniel M. Lechleiter

*Counsel for Non-Party Biomet*

cc: All counsel of record (via ECF)  
Theodore M. Budd, *Counsel for Non-Party Biomet*  
(via email: [ted.budd@FaegreBD.com](mailto:ted.budd@FaegreBD.com))